DOCKET NO.: UPAP-0345



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

David B. Weiner, William J. Williams and Bin Wang

Serial No.:

09/359,975

Group No.: 1636

Filing Date:

July 23, 1999

Examiner: W. Sandals

For: COMPOSITIONS AND METHODS FOR DELIVERY OF GENETIC MATERIAL

DATE OF DEPOSIT: August 23, 2001

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO BOX AF, ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME: Ellen M. Klann REGISTRATION NO.: 44,836

BOX AF

Assistant Commissioner for Patents Washington DC 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER

08/29/2001 CNGUYEN 00000017 09359975

TO THE BOARD OF APPEALS

01 FC:119 02 FC:117

310.00 OP 890.00 OP

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed February 26, 2001 finally rejecting claims 58, 59, 63, 64, 67-72, 75, 76, 84-86, 94-96, and 115-147 of the above-identified patent application.

The item(s) checked below are appropriate:

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Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
Applicant(s) by its/their undersigned attorney, claims small entity status under 37

CFR	§1.27	as:

an Independent Inventor

a Small Business Concern

☐ a Nonprofit Organization

2. EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)(1)-(4)) for the total number of months checked below:

	SMALL	ENTITY	NOT SMALL ENTITY	
☐ ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$
☐ TWO MONTH EXTENSION OF TIME	\$195	\$	\$390	\$
THREE MONTH EXTENSION OF TIME	\$445	\$	\$890	\$890.00
☐ FOUR MONTH EXTENSION OF TIME	\$695	\$	\$1390	\$
☐ FIVE MONTH EXTENSION OF TIME	\$945	\$	\$1890	\$
☐ LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$)	minus	(\$)
NOTICE OF APPEAL	\$155	\$	\$310	\$310.00
TOTAL FEE DUE				1,200.00

3. FEE PAYMENT

\boxtimes	A check in the amount of \$1,200.00	is attached.	Please charge any	deficiency or
	credit any overpayment to Deposit A	ccount No. 2	3-3050.	

Please charge my Deposit Account No. 23-3050 in the amount of \$ A duplica	ite
of this transmittal is attached.	

X

The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

Date: August 23, 2001

Ellen M. Klann

Registration No. 44,836

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